HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.11465 of 2007

Dated:05.06.2007

Between:

N.V.A.N.Raju.

…Petitioner.

and

The District Cooperative Officer/Joint Registrar, Visakhapatnam District and others.

…Respondents

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.11465 of 2007

ORDER:

The petitioner claims to be the member of the 3rd respondent-society. The managing committee of the society was superseded by the 2nd respondent, through his order, dated 30.03.2007. Two officials were appointed as persons in-charge to manage the affairs of the society. The petitioner claims to have submitted a representation, dated 14.05.2007, to the persons in-charge, with a prayer to update the voters' list by deleting ineligible persons and by including the names of otherwise eligible persons. His grievance is that no action has been taken thereon and steps are being taken to conduct the elections.

Heard the learned counsel for the petitioner and the learned Government Pleader for Cooperation.

The Andhra Pradesh Cooperative Societies Act and the Rules made thereunder, particularly Rule 22 prescribes a detailed procedure for preparation of voters' list, before the elections are conducted. Clause (b) of Rule 22 of the Rules requires that the managing committee of the society or the Chief Executive Officer shall publish

the draft voters' list and invite objections. A final list is to be published after examination of the objections, that may be received to the draft list. The petitioner can certainly point out his grievance, as and when the draft voters' list is published, as provided for under Rule 22(b) of the Rules. There is no reason to doubt that the concerned authorities do not follow the procedure.

Hence, the Writ Petition is disposed of, leaving it open to the petitioner to raise objections and point out his grievance, as and when the draft voters' list is published, as required under Rule 22(b) of the Rules. Before the voters' list is finalised, the points urged by the petitioner shall be taken into account by the concerned authority. There shall be no order as to costs.

Dt.05.06.2007 **L.NARASIMHA REDDY, J**

Note: Furnish C.C. in two days.
(B/o)
GJ